IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MRS. JUSTICE K.HEMA

WEDNESDAY, THE 20TH JUNE 2007 / 30TH JYAISHTA 1929

WP(C).No. 18513 of 2007(D)

PETITIONER:
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1. RAMAKRISHNAN, AGED 46,
S/O.PAZHAMUKKIL KUNHAPPU, EDAKKALATHUR DESOM, EDAKALATHUR VILLAGE, THRISSUR TALUK.

2. MANI @ MOHANAN, AGED 48,
S/O.KUNNATHULLY KUNHIKUTTAN,
EDAKKALATHUR VILLAGE, THRISSUR TALUK.

3. VENU, AGED 44 YEARS,
S/O.KUNNATHULLY KUNHIKKUTTAN,
EDAKKALATHUR VILLAGE, THRISSUR TALUK.

BY ADV. SRI.P.SANTHOSH (PODUVAL)
SMT.R.RAJITHA

RESPONDENTS:
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1. DEPUTY SUPERINTENDENT OF POLICE,
KUNNAMKULAM.

2. SUPERINTENDENT OF POLICE, THRISSUR.

BY GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC.18513 OF 2007

APPENDIX

PETITOINERS' EXHIBITS:

EXHIBIT P1: COPY OF FIR IN CRIME NO.226/07 OF PERAMANGALAM POLICE STATION.

EXHIBIT P2: COPY OF REPRESENTATION DATED 11.6.2007 SUBMITTED BY 1ST PETITIONER BEFORE THE 2ND RESPONDENT.

EXHIBIT P3: COPY OF REPRESENTATION DATED 11.6.2007SUBMITTED BY 2ND PETITIONER BEFORE THE 2ND RESPONDENT.

EXHIBIT P4: COPY OF REPRESENTATION DATED 11.6.2007 SUBMITTED BY 3RD PETITIONER BEFORE THE 2ND RESPONDENT.

/TRUE COPY/

PA TO JUDGE

P.R.RAMAN & K.HEMA, JJ.

W.P.(C).NO.18513 OF 2007

Dated this the 20th day of June, 2007

JUDGMENT

Raman, J.

According to the first petitioner, he is the defacto complainant in Crime No.226/2007 of Peramangalam Police Station alleging assault by two persons. Petitioners 2 and 3 are stated to be the witness to the commission of offence. It is alleged that the first respondent asked the petitioners to come to his office twice in the first week of June without stating any reason and on each occasions the petitioners were made to wait in his office till evening and let off later. The petitioners seek for a direction to the first respondent not to harass them in any manner.

2. The learned Government Pleader on instruction submits that there is no complaint as against the petitioners and as such their presence is not required in any crime as of now. It is only to investigate the first petitioner's own complaint, crime No.226 of 2007 that the petitioners were asked to come to the police station. In view of the fact that the petitioners themselves say that they are

being harassed by the police and at the same time since the petitioners submit that they are not satisfied with the investigation, the petitioners are relegated to approach the criminal court, if so advised. There will be a direction to the respondents not to harass the petitioners.

The Writ Petition is disposed as above.

P.R.RAMAN, JUDGE

K.HEMA, JUDGE

vgs.